

LABOUR DEPARTMENT

The 25th November, 1980

No. 11(112)-80-8Lab/12173.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Hyderabad Asbestos Cement Products Ltd., Ballabgarh.

BEFORE SHRI M.C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 540 of 1978

between

SHRI SABARJEET, WORKMAN AND THE MANAGEMENT OF M/S HYDERABAD
ASBESTOS CEMENT PRODUCTS LTD., BALLABGARH

Present—

Shri S.R. Gupta, for the workman.

Shri O.P. Sethi, for the management.

AWARD

By order No. ID/ED 103-78/540/7, dated the 29th November, 1978, the Governor of Haryana referred the following dispute between the management of M/s. Hyderabad Asbestos Cement Products Ltd., Ballabgarh and its workman Shri Sabarjeet to this Tribunal for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Sabarjeet was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 10th August, 1979 and the case was fixed for the evidence of the management. The management examined Shri O.P. Sethi as MW-1 and closed their case on issue Nos. 1 and 5. Then the case was fixed for the evidence of the workman. But on the date fixed the representative for the management stated that a settlement has been arrived at between the parties. The settlement is Exhibit M-1. According to the settlement, the workman received a sum of Rs 8,900 from the management in full and final settlement forgoing his right of re-instatement and re-employment. The representative for the workman agreed to the settlement, Exhibit M-1.

I, therefore, give my award that the dispute has been settled between the parties and the workman has received a sum of Rs 8,900 from the management in full and final settlement forgoing his right of re-instatement and re-employment, and there is no dispute now pending for adjudication.

Dated the 29th October, 1980.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1000, dated 31st October, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

The 28th November, 1980

No. 11(112)-80-8Lab/12185.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Bee Cee Steel Rolling Mills, Bahadurgarh.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK

Reference No. 147 of 1980.

between

SHRI RADHEY SHAM SINGH, WORKMAN AND THE MANAGEMENT OF M/S BEE
CEE STEEL ROLLING MILLS, BAHADURGARH

Present—

None for the workman.

None for the management.

AWARD

This reference No. 147 of 1930 has been referred to this court by the Governor,—*vide* his Order No. ID/SPT/55-80/34678, dated 26th June, 1980, under section 10(i)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Radhey Sham Singh, workman and the management of M/s Bee Cee Steel Rolling Mills, Bahadurgarh. The term of the reference was :—

Whether the termination of services of Shri Radhey Sham Singh was justified and in order ?
If not, to what relief is he entitled ?

On the receipt of the order of reference, notices as usual were sent to the parties. The workman appeared in response to the same but none appeared on behalf of the management as the same was received back with the report that the addressee was not available. The management was again issued a notice for 30th September, 1980, but none appeared for either side in spite of the service of notices to both of them when the case was taken up at 3.40 p.m. But after sometime one T.C. Malik for the management appeared and signed in token of the notice for next date. The workman was issued a fresh notice for 17th October, 1980. On this date of hearing none appeared from either side. The case was taken up at 4.15 p.m. The parties do not seem to be serious in pursuing their case. The workman was present on the first date of hearing but he did not appear on next date also on this date in spite of the service of notice to him. Under these circumstances I am inclined to arrive at a conclusion that there is no dispute between the parties. The action of the management is, therefore, justified and in order. The workman is not entitled to any relief. I answer the reference while returning the same in these terms. No order as to costs.

BANWARI LAL DALAL,

Dated the 20th October, 1980.

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endorsement No. 2639, dated 1st November, 1980.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of Industrial Disputes Act.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 11(112)-80-8Lab/12187.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the management of M/s Haryana State Electricity Board, Chandigarh.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 102 of 1980

between

SHRI KULBHUSHAN, WORKMAN AND THE MANAGEMENT OF M/S HARYANA, STATE
ELECTRICITY BOARD, CHANDIGARH

Present—

Shri Kulbhushan, workman, in person.

Shri S. S. Sarohi, for the management.

AWARD

This reference has been referred to this court by the Hon'ble Governor,—*vide* his order No. ID/Amb/70-79/25399, dated 16th May, 1980, under section 10(i)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Kulbhushan, workman and the management of M/s Haryana State Electricity Board, Chandigarh. The term of the reference was :—

Whether the termination of services of Shri Kul Bhushan was justified and in order ? If not, to what relief is he entitled ?

On the receipt of order of reference notices as usual were sent to the parties, who appeared in response to the same on 17th June, 1980. The workman filed the claim statement on 27th August, 1980. A settlement was arrived at between the parties on 9th October, 1980. The statements of the parties were recorded on this date of hearing. The management paid Rs 565.60 paise to the workman in lieu of one month notice and the retrenchment compensation. The amount of bonus was to be paid separately. The workman agreed to forego his right of reinstatement and re-employment. I answer the reference accordingly and return the same in these terms. No order as to costs.

BANWARI LAL DALAL,

Dated the 20th October, 1980.

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endorsement No. 2641, dated 1st November, 1980

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 11(112)-80-8Lab/12183.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana, is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s. Parkash Agricultural Industries, G.T. Road, Panipat.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR, COURT,
HARYANA, ROHTAK.

Reference No. 24 of 1980

between

SHRI LICHMAN, WORKMAN AND THE MANAGEMENT OF M/S PARKASH
AGRICULTURAL INDUSTRIES, G.T. ROAD, PANIPAT

Present :—

Shri D. P. Pathik for the workman.
None for the management.

AWARD

This reference No. 24 of 1980 has been referred to this court by the Hon'ble Governor,—vide his order No. ID/KNL/6-80/7931, dated 13th February, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947, for adjudication of dispute existing between Shri Lichman, workman and the management of M/s. Parkash Agricultural Industries, Panipat. The term of the reference was :—

Whether the termination of services of Shri Lichman was justified and in order ? If not, to what relief is he entitled ?

On the receipt of the order of reference usual notices were sent to the parties. The workman appeared through his authorised representative but none appeared on behalf of the management as the service of notice to the management could not be effected. It has been discovered that the address of the respondent in the order of reference has been shown Panipat while actually the respondent is situated at Samalkha. The workman to get it corrected through Government notification and the case was adjourned to 20th June, 1980 for the same. After two adjournments the statement of the authorised representative of the workman was recorded on 9th October, 1980. From his statement it is evident that the applicant is not interested in his re-instatement with the respondent as he is employed with some different company and he has settled his dispute with the management and received his dues in full and final as is given out in Exhibit W-1 filed by the workman. I give my award in the above terms and return the reference in these terms. No order as to the cost.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated the 20th October, 1980.

Endorsement No. 2642, dated 1st November, 1980

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.